



02-11-02

\$ CPA 1713

**Continued Prosecution Application (CPA)**

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Date of Mailing: February 5, 2002

In the United States Patent and Trademark Office

Docket No. 2543-28-93

Anticipated Classification of this application:

Class: 556

Subclass: 13

Prior Application: 09/098,758

Examiner: Peter Mulcahy

Art Unit: 1713

Assistant Commissioner for Patents

Box CPA

Washington, D.C. 20231

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FEB 19 2002

**TC 1700**

02/14/2002 JADD01 00000012 181850 09098758

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#22  
2/22/02

- I. This is a request for a filing under the continued prosecution application procedure, 37 CFR 1.53(d), for a  
☒ continuation  
divisional

(Further particulars of prior application are:)

1. Title: (as originally filed) Synergistic Blend of a Metal-based Stabilizer or Lewis Acid and a Free Mercaptan for Enhanced PVC Stabilization
2. Name of applicant(s) (as originally filed and as last amended) and current correspondence address of applicant(s):

1. FULL NAME OF INVENTOR:	Duvall	Tod	C.
RESIDENCE & CITIZENSHIP:	West Chester	Ohio	COUNTRY OF CITIZENSHIP United States of America
POST OFFICE ADDRESS:	POST OFFICE ADDRESS 7692 Whitehall Circle	CITY West Chester	STATE & ZIP CODE/COUNTRY OH 45069
2. FULL NAME OF INVENTOR:	Norris	Gene	K.
RESIDENCE & CITIZENSHIP:	Cincinnati	Ohio	COUNTRY OF CITIZENSHIP United States of America
POST OFFICE ADDRESS:	POST OFFICE ADDRESS 11930 Sixth Avenue	CITY Cincinnati	STATE & ZIP CODE/COUNTRY OH 45249

The above-identified application in which no payment of issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

Please abandon the prior application at a time when the prior application is pending or when the petition for extension of time in that application is granted and when this application is granted a filing date so as to make this application copending with said prior application.

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.53(d) application, be it either this application in the same file wrapper, the PTO may provide similar information or access to all the other applications in the same file wrapper.

## II. Inventorship Statement

- a) ☐ This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are:
- ☐ the same  
less than those named in the prior application and it is requested that the following inventor(s) identified above for the prior application be deleted:
- b) ☐ The inventorship for all the claims in this application are:
- ☐ the same.  
not the same, and an explanation, including the ownership of the various claims at the time the last claimed invention was made, is submitted.

## III. Declaration or Oath

- a) Continuation or Divisional:  
☐ none required

## IV. Fee Calculation - Amendments

- ☐ The fees to be charged are to be based on the number of claims remaining as a result of the:  
attached preliminary amendment  
unentered amendment filed under 37 CFR 1.116 in the prior application, which is now repeated
- ☐ claims as on file in the prior application

Claims for Fee Calculation						
	Number filed		Number extra		Rate	Basic Fee \$740.00
Total Claims	6	- 20 =	0	X	\$ 18.00	\$-----
Independent Claims	1	- 3 =	0	X	\$ 84.00	\$-----
Multiple Dependent Claims				+	\$260.00	

Filing fee calculation: \$ 740.00

## V.

### Fee Payment Being Made at This Time

Not attached

- ☐ No filing fee is submitted. (This and the surcharge required by 37 CFR 1.16(e) can be paid subsequently.)

Attached

☒ filing fee \$ 740.00

☐ processing and retention fee

(\$130.00; 37 CFR 1.53(d) and 1.21(l)) \$ 0.00

**Total fees enclosed.** \$ 740.00

**VI. Method of Payment of Fees**

- ☒ Charge Account No. 18-1850 in the amount of \$ 740.00. A duplicate of this transmittal is attached.

**VII. Authorization to Charge Additional Fees**

- ☒ The Commissioner is hereby authorized to charge the following additional fees which may be required by this paper and during the entire pendency of this application to Account No. 18-1850.
- ☒ 37 CFR 1.16 (filing fees)
- ☒ 37 CFR 1.16 (presentation of extra claims)
- ☒ 37 CFR 1.17 (application processing fees)
- ☐ 37 CFR 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR 1.311(b)).

**VIII. Instructions as to Overpayment**

- ☒ Credit Account No. 18-1850
- ☐ Refund

**IX. Priority - 35 U.S.C. 119**

Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.

- ☐ The certified copy has been filed in prior U.S. application Serial No. \_\_\_\_\_ filed \_\_\_\_\_ . Certified copy will follow.

**X. Relate Back - 35 U.S.C. 120**

- ☒ Amend the specification by inserting before the first line the sentence:

This is a

- ☒ continuation  
divisional

of co-pending application Serial No. 09/098,758 filed on June 17, 1998, which is a CIP of 09/048,492 filed March 26, 1998, which was a CIP of 08/890,613 filed July 9, 1997, which was a CIP of 08/597,093 filed February 23, 1996, which was a CIP of 08/435,413 filed May 10, 1995.

**XI. Assignment**

- ☒ The prior application is assigned of record to Morton International, Inc.
- ☐ An assignment of the invention to \_\_\_\_\_ is attached.

**XII. Power of Attorney**

- ☒ The power of attorney in the prior application is to: Robert M. Didrick  
Attorney Reg. No.: 25,135

- ☒ The power appears in the original papers in the prior application.
- ☐ The power does not appear in the original papers, but was filed on \_\_\_\_\_.
- ☐ A new power has been executed and is attached.
- ☐ Address all future communications to:

**XIII. Maintenance of Copendency of Prior Application**

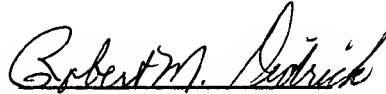
☐ A petition, fee and response have been filed to extend the term in the pending prior application until

**XIV. Conditional Petitions for Extension of Time in Parent Application**

☐ A conditional petition for extension of time is being filed in the pending parent application.

Date: February 5, 2002

Attorney's Tel. No.: (630) 941-1840



Robert M. Didrick  
Attorney for applicants  
Reg. No.: 25,135

Name of Assignee: Morton International, Inc. (a Rohm and Haas company)

Address of Assignee: 100 Independence Mall West  
Philadelphia, PA 19106-2399

Assignment recorded in PTO on Reel: 9258      Frame: 0590